

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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GUY MOLINARI, JOHN McCain, LARRY :
ROCKEFELLER, THE LEAGUE OF WOMEN VOTERS :
OF NEW YORK STATE, JOHN SKABRY, JOHN :
DUFFY, JOHN C. COCHRANE, NICK TENG, :
STEPHEN MILLER, R. FREDERICK LINFESTY, TINA :
SHEESLEY, RICHARD STADIN, LUIS ORTEGA, AL :
SHAPIRO, COLEMAN MISHKOFF, ANGELO :
MARLINELLI, KATHLEEN O'NEILL, JOHN D. PIRO, :
JR., GEORGE J. SCHLINK, MARK QUINN, JENNIFER :
L. KIM, ERIC W. SCHRECK, LISA ANNE REILLY, :
JEREMY B. DIBBELL, RICHARD N. CANNIFF, :
MICHAEL PANINSKI, KEVIN McARDLE, ROBERT :
BURNS, JOHN C. MITCHELL, GERALD D. RICCI, :
ROBERT LYNCH, CARL HETERBRING, KRAIG H. :
KAYSER, DARREN K. EUSTANCE, JAMES L. :
DOWSEY III, DANIEL S. GOTTESMAN, MATTHEW :
BURIN and MARCIA E. LYNCH, :

Plaintiffs, :

STEVE FORBES and FORBES 2000, INC., :

Plaintiffs-Interveners, :

ALAN KEYES, CHRISTOPHER T. SLATTERY, :
EILEEN F. SLATTERY, MARGOT DAMIANO, ALAN :
P. MEHLDAU, AUDREY M. NEGRON, EDMUND J. :
KEEFE and ROBERT HORNAK, :

Plaintiffs-Interveners, :

- against - :

WILLIAM POWERS, Chairman, New York Republican :
State Committee; NEW YORK REPUBLICAN STATE :
COMMITTEE; NEW YORK STATE BOARD OF :
ELECTIONS; NEIL W. KELLEHER, CAROL :
BERMAN, EVELYN J. AQUILA and HELENA MOSES :
DONOHUE, Commissioners, New York State Board of :
Elections; NEW YORK CITY BOARD OF ELECTIONS; :
DOUGLAS KELLNER, STEPHEN H. WEINER, :
MICHAEL H. CILMI, VINCENT J. VELELLA, :

99 Civ. 8447 (ERK) (ASC)

STIPULATION

WEYMAN A. CAREY, RONALD J. D'ANGELO,	:
TERRENCE C. O'CONNOR, CRYSTAL N. PARIS,	:
GERTRUDE STROHM and FREDERIC M. UMANE,	:
Commissioners, New York City Board of Elections; ERIE	:
COUNTY BOARD OF ELECTIONS; LAURENCE	:
ADAMCZYK and RALPH MOHR, Commissioners, Erie	:
County Board of Elections, NASSAU COUNTY BOARD	:
OF ELECTIONS; BARBARA PATTON and JOHN	:
DEGRACE, Commissioners, Nassau County Board of	:
Elections; SUFFOLK COUNTY BOARD OF	:
ELECTIONS; GERALD EDELSTEIN and BARBARA P.	:
BARCI, Commissioners, Suffolk County Board of	:
Elections; MONROE COUNTY BOARD OF	:
ELECTIONS; M. BETSEY RELIN and PETER M.	:
QUINN, Commissioners, Monroe County Board of	:
Elections,	:
	:
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Defendants.	:

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Whereas Senator John McCain has moved for preliminary injunctive relief pursuant to Rule 65 FRCP ordering that delegates pledged to Senator McCain be placed on the ballot in connection with the New York State Republican Presidential Primary scheduled for March 7, 2000; and

Whereas, Steve Forbes has intervened and petitioned the Court to declare his delegate slates previously submitted in all 31 congressional districts be deemed qualified and certified to appear on the Republican primary ballots in each congressional district; and

Whereas Alan Keyes have intervened and sought similar preliminary injunctive relief with respect to delegates pledged to their respective candidacies:

It is hereby stipulated by and between the parties that the provisions of the New York Election Law at issue herein impose an undue burden on access to ballot in connection with the 2000 New York State Republican Presidential Primary, and it is further stipulated that all parties waive any right to appeal from any order issued herein.

Dated: Brooklyn, New York
February 4, 2000

Burt Neuborne
Brennan Center for Justice at N.Y.U.
School of Law
Counsel for Senator McCain

Richard D. Emery
Emery Cuti Brinckerhoff and Abady, P.C.
Counsel for Senator McCain

M. Miller Baker
Carr Goodson Warner, P.C.
Counsel for Ambassador Keyes and other interveners

Robert Muir
Robert Allan Muir and Associates
Counsel for Steve Forbes and Forbes 2000

Lawrence A. Mandelker
Kantor, Davidoff, Wolfe, Mandelker and Kass, P.C.
Counsel for New York State Republican Committee and William D. Powers

Todd Valentine
Special Counsel, New York State Board of Elections